

RECORD OF THE COUNCIL OF THE CITY OF SAINT CHARLES, MISSOURI
April 21, 2009

The City Council convened in Regular Session on Tuesday, April 21, 2009, at 7:00 P.M. in the Council Chambers on the fourth floor of City Hall, 200 North Second Street, with President of the Council Larry Muench, presiding, and the Honorable Mayor Patricia M. York and Members of the Council present as follows: Erv Ermeling, Bob Kneemiller, Jerry Reese, Ron Stivison, Richard Veit, and Michael Weller. Absent: Dave Beckering, Laurie Feldman, and Michael Klinghammer. The City Clerk, Marilyn K. McCoy, was present and performed the duties of that office.

File #47038

The meeting was opened with the Invocation, those present standing in a moment of silence, followed by the Pledge of Allegiance to the Flag.

A motion was made by BOB KNEEMILLER to excuse the absences of Councilmember Dave Beckering, Vice President of the Council Laurie Feldman, and Councilmember Michael Klinghammer. RICHARD VEIT seconded the motion. All voted in favor, motion passed.

RESOLUTIONS/AWARDS/PROCLAMATIONS

Presentation by Tamara Gray, President of the Missouri Association of Code Enforcement, of the Code Enforcement Officer of the Year Award to Officer Pat Milatovic

President of the Missouri Association of Code Enforcement Tamara Gray presented Code Enforcement Police Officer Pat Milatovic with the Code Enforcement Officer of the Year Award. Officer Milatovic thanked the Association for the Award; and thanked the Mayor and Council for the recognition.

Presentation of the City's Strategic Plan Document

Director of Administration Michael Spurgeon announced the completion of the Strategic Plan Document and recognized the residents serving on the Strategic Plan Committee.

Scott Tate, Sara Schneider, and Jim Combs, Members of the Strategic Plan Committee, gave presentations relative to the development of the Strategic Plan Document.

Director of Administration Michael Spurgeon recognized the following individuals and groups who contributed to the development of the Strategic Plan Document:

- Facilitators Dr. Bart Wechsler and Emily Johnson
- Ellen Gordon and Jennifer Wohldmann
- Department Directors and Staff
- Mayor and Councilmembers

Director of Administration Michael Spurgeon requested that the Councilmember review the Plan, schedule a discussion of the Plan at a future Work Session, and consider adoption of the Plan.

RECORD OF THE COUNCIL OF THE CITY OF SAINT CHARLES, MISSOURI
April 21, 2009

Presentation of Proclamation to the Public Works Department Proclaiming May 8, 2009,
Public Works Day

The Honorable Mayor Patricia M. York read a Proclamation declaring May 8, 2009, as Public Works Day; and introduced Public Works Department Employees present, as follows: Kevin Corwin, Eric Allmon, Karen Locke, Carol Lindstrom, Brian Faust, Denny Boswell, and John Reeves.

Recognition of City Employees who Participated in the 2009 "Stream Clean" Event

The Honorable Mayor Patricia M. York recognized the City Employees who participated in the 2009 "Stream Clean" Event conducted on Saturday, March 28, 2009. John Reeves provided information relative to the event; and recognized the following City Employees who participated in the event: Eric Allmon, Carol Lindstrom, Scott Schroeder, Brian Faust, Kurt Rakers, Amy Kunze, Karen Locke, Debra Aylsworth, Kevin Corwin, Pat Hollingsworth, Dave Dowdall, Carl Schmidle, Chris Williamson, John Cagle, and Gary Overy. Mr. Reeves also recognized the many volunteers who participated, including Scout Pack #971, St. Charles Wal-Mart, and Fort Zumwalt West National Honor Society.

Recognition and Presentation of Proclamation to St. Charles High School's "Corsair
Winter Guard" Celebrating Their State Championship

The Honorable Mayor Patricia M. York presented a Proclamation to St. Charles High School's "Corsair Winter Guard" celebrating their State Championship; and Councilmember Richard Veit recognized the Guard's achievements.

A Resolution Dedicating Real Property Located at Lot 186 Fox Hill Estates #1, to the St. Charles Parks and Recreation Board for its Development, Care and Maintenance
(Sponsor: Laurie Feldman)

Passed "Aye": Ermeling, Kneemiller, Muench, Reese, Stivison, Veit, and Weller
"Nay": None
Absent: Feldman, Klinghammer, and Beckering

Approved by the Honorable Mayor on April 22, 2009 and is known as **Resolution R09-07**

A Resolution Authorizing Submittal of an Application with the Missouri Department of Social Services, Family Support Division, to Receive Funding for the Emergency Shelter Grant Program on Behalf of Bridgeway Behavioral Health for the Period of April 1, 2009 Through March 31, 2010 (Sponsor: Larry Muench)

Passed "Aye": Ermeling, Kneemiller, Muench, Reese, Stivison, Veit, and Weller
"Nay": None
Absent: Feldman, Klinghammer, and Beckering

Approved by the Honorable Mayor on April 22, 2009 and is known as **Resolution R09-08**

RECORD OF THE COUNCIL OF THE CITY OF SAINT CHARLES, MISSOURI
April 21, 2009

PUBLIC COMMENT RELATIVE TO CITY ISSUES

Beautify St. Charles Event

Colene McEntee, 1040 St. Peters Howell Road, announced that the Young Professionals of St. Charles will sponsor a Beautify St. Charles Event on Saturday, May 9, 2009, from 8:00 a.m. – noon; and that any group interested in participating can contact Scott Tate at the St. Charles Chamber of Commerce.

BILLS FOR FINAL PASSAGE

Bill 9898

An Ordinance Amending the Development Agreement for Fountainview, the Multi-Family Residential Portion of the Mixed Use Development Known as Brighton Park
(Sponsor: *Jerry Reese*)

Passed “Aye”: Kneemiller, Muench, Reese, Stivison, Veit, Weller, and Ermeling
“Nay”: None
Absent: Klinghammer, Beckering, and Feldman

Approved by the Honorable Mayor on April 24, 2009 and is known as **Ordinance 09-71**

Bill 9900

An Ordinance Annexing Certain Adjacent Contiguous Territories into the City of Saint Charles, Missouri, and Assigning the Properties to a Designated Ward of the City Being Lands Petitioned for Annexation by Linda Buchheit Jones (801 Pralle Lane) (Sponsor: *Laurie Feldman*)

Passed “Aye”: Kneemiller, Muench, Reese, Stivison, Veit, Weller, and Ermeling
“Nay”: None
Absent: Klinghammer, Beckering, and Feldman

Approved by the Honorable Mayor on April 24, 2009 and is known as **Ordinance 09-72**

Bill 9901

An Ordinance Rezoning to City Zoning District R-1D (Single-Family Residential District) from County Zoning District R-1E (Single-Family Residential District), an Approximate 0.70 Acre Parcel of Land Located 801 Pralle Lane (Sponsor: *Laurie Feldman*)

Passed “Aye”: Kneemiller, Muench, Reese, Stivison, Veit, Weller, and Ermeling
“Nay”: None
Absent: Klinghammer, Beckering, and Feldman

Approved by the Honorable Mayor on April 24, 2009 and is known as **Ordinance 09-73**

Bill 9902

An Ordinance Annexing Certain Adjacent Contiguous Territories into the City of Saint Charles, Missouri, and Assigning the Properties to a Designated Ward of the City Being Lands Petitioned for Annexation by Whittaker Builders, Inc. and GGW Development Company, Inc. and GW Land LLC, Seven (7) Parcels of Land Comprising 11.51 Acres

RECORD OF THE COUNCIL OF THE CITY OF SAINT CHARLES, MISSOURI
April 21, 2009

Adjacent to the New Town at St. Charles Development; and Approving Annexation Agreements with Whittaker Builders, Inc., GGW Development Company, Inc., and GW Land LLC (*Sponsors: Michael Klinghammer and Larry Muench*)

Passed “Aye”: Kneemiller, Muench, Reese, Stivison, Veit, Weller, and Ermeling
 “Nay”: None
 Absent: Klinghammer, Beckering, and Feldman

Approved by the Honorable Mayor on April 24, 2009 and is known as **Ordinance 09-74**

Bill 9903

An Ordinance Rezoning to City Zoning District PD-MU (Planned Development-Mixed Use District) From County Zoning District I-1 (Light Industrial District) and I-2 (Heavy Industrial District) Seven Parcels Comprising of 11.51 Acres of Land Located Adjacent to the New Town at St. Charles Development and Approving the Fourth Amendment to the Development Agreement LLC (*Sponsors: Michael Klinghammer and Larry Muench*)

Passed “Aye”: Kneemiller, Muench, Reese, Stivison, Veit, Weller, and Ermeling
 “Nay”: None
 Absent: Klinghammer, Beckering, and Feldman

Approved by the Honorable Mayor on April 24, 2009 and is known as **Ordinance 09-75**

Bill 9904

An Ordinance Authorizing a Contract with the Historic Downtown Business Association for the Purpose of Conducting the Music on Main Special Event From May Through September 2009 Which Shall Include the Placing of Booths on a Portion of the Main Street Sidewalk for the Dispensing of Alcoholic Beverages and Sale of Food to the Public, and the Providing of Live Entertainment (*Sponsor: Richard Veit*)

Passed “Aye”: Kneemiller, Muench, Reese, Stivison, Veit, Weller, and Ermeling
 “Nay”: None
 Absent: Klinghammer, Beckering, and Feldman

Approved by the Honorable Mayor on April 24, 2009 and is known as **Ordinance 09-70**

Bill 9906

An Ordinance Amending Chapter 156 of the Code of Ordinances of the City of St. Charles, Missouri by Amending Section 156.705 Pertaining to Street Banner Signs. (*Sponsors: Richard Veit and Michael Klinghammer*)

Passed “Aye”: Kneemiller, Muench, Reese, Stivison, Veit, Weller, and Ermeling
 “Nay”: None
 Absent: Klinghammer, Beckering, and Feldman

Approved by the Honorable Mayor on April 24, 2009 and is known as **Ordinance 09-76**

RECORD OF THE COUNCIL OF THE CITY OF SAINT CHARLES, MISSOURI
April 21, 2009

Bill 9907

An Ordinance Authorizing a Contract with L. Krupp Construction Company for the First Capitol Drive and West Clay Intersection Improvements Project in an Amount not to Exceed \$2,174,999.86 (*Sponsors: Larry Muench and Ron Stivison*)

Passed “Aye”: Kneemiller, Muench, Reese, Stivison, Veit, Weller, and Ermeling
 “Nay”: None
 Absent: Klinghammer, Beckering, and Feldman

Approved by the Honorable Mayor on April 24, 2009 and is known as **Ordinance 09-77**

Bill 9909

An Ordinance Authorizing the Purchase of Real Property described as Lot 186 of Fox Hill Estates #1 (the “Property”); Approving a Purchase Contract in the Amount of \$40,000.00 plus reasonable Closing Costs and Authorizing the Mayor and City Clerk to execute Documents Necessary to Carry out the Transaction (*Sponsors: Laurie Feldman and Michael Klinghammer*)

Passed “Aye”: Kneemiller, Muench, Reese, Stivison, Veit, Weller, and Ermeling
 “Nay”: None
 Absent: Klinghammer, Beckering, and Feldman

Approved by the Honorable Mayor on April 24, 2009 and is known as **Ordinance 09-78**

Bill 9910

An Ordinance Authorizing a Contract with Digital Safety Technologies, Inc. for the Purchase of Sixteen (16) Vehicle Mounted Cameras with Digital Recording, Related Hardware and Equipment for Wireless Downloading for the Police Department in an Amount Not to Exceed \$116,560.00 (*Sponsor: Jerry Reese*)

Passed “Aye”: Kneemiller, Muench, Reese, Stivison, Veit, Weller, and Ermeling
 “Nay”: None
 Absent: Klinghammer, Beckering, and Feldman

Approved by the Honorable Mayor on April 24, 2009 and is known as **Ordinance 09-79**

BILLS FOR INTRODUCTION

The following Council Bills were introduced:

Bill 9913

An Ordinance Authorizing an Intergovernmental Cooperation Agreement Between the City of St. Charles and the Lincoln County Sheriff’s Department to Furnish, Deliver and Provide Housing for Prisoners of the St. Charles Municipal Court in an Amount not to Exceed \$9,000.00 (*Sponsor: Larry Muench*)

Bill 9914

An Ordinance Authorizing an Intergovernmental Cooperation Agreement Between the City of St. Charles and the St. Charles County Department of Corrections to Furnish, Deliver and Provide Housing for Prisoners of the St. Charles Municipal Court in an Amount not to Exceed \$9,000.00 (*Sponsor: Larry Muench*)

RECORD OF THE COUNCIL OF THE CITY OF SAINT CHARLES, MISSOURI
April 21, 2009

Bill 9915

An Ordinance Authorizing Supplemental Agreement No. 1 to the Engineering Services Contract with HDR/Archer Engineering for Additional Design Work for the Adams Street Lift Station in an Amount of \$121,270.00, for a Total Amount Not to Exceed \$489,280.00 (*Sponsor: Michael Klinghammer*)

Bill 9916

An Ordinance Authorizing and Ratifying the Submittal of Two (2) Grant Applications with East West Gateway Coordinating Council for the 2010-2013 Transportation Improvement Program for the Elm Street Widening and North Fairgrounds Road Phase II Projects, and to Sign all Necessary Documents to Accept and Receive Said Grant (*Sponsors: All Members of the City Council*)

Bill 9917

An Ordinance Authorizing an Easement Encroachment License Agreement with B. Mills Development, L.L.C. for the Construction and Maintenance of a Utility Meter Enclosure on the Easement Located on the East Wall of Building 3 of Phase 2 of The Boulders at Katy Trail Condominiums (*Sponsor: Michael Klinghammer*)

Bill 9918

An Ordinance Authorizing Acceptance of Water, Sanitary and Storm Sewer Utilities, City Streets and Their Appurtenances Constructed at Brighton Park Plat Two and Release of Security (*Sponsor: Jerry Reese*)

Bill 9919

An Ordinance Authorizing an Agreement with the Missouri Highways and Transportation Commission to Provide American Recovery and Reinvestment Act Federal Aid Program Funding for Construction Improvements to Fifth Street Between First Capitol Drive to Tompkins Street (*Sponsor: Richard Veit*)

Councilmember Larry Muench requested that his name be added as a Sponsor.

Bill 9920

An Ordinance Authorizing the Filing of a Grant Application with the U.S. Department of Justice, COPS Office, for the 2009 COPS Hiring Recovery Program (CHRP) to Provide Funding for Four (4) New Police Officer Positions; and to Sign All Necessary Documents to Accept and Receive Said Grant (*Sponsor: Larry Muench*)

Assistant Police Chief Michael Amendola responded to an inquiry of Councilmember Richard Veit that the grant would provide funding for four police officers for a three year period, with a stipulation that the City fund the four police officers for an additional one year after the three year period. Councilmember Richard Veit requested that his name be added as a Sponsor.

RECORD OF THE COUNCIL OF THE CITY OF SAINT CHARLES, MISSOURI
April 21, 2009

Assistant Police Chief Michael Amendola responded to an inquiry of Councilmember Erv Ermeling that the funding for the four positions is approximately \$882,100 for the three year period; that the U.S. Department of Justice has not determined the base pay for the positions as of yet; and that the base pay determination is calculated by a national average.

Assistant Police Chief Michael Amendola responded to an inquiry of Councilmember Bob Kneemiller that there is no stipulation in the grant application that the City maintain a certain staffing level; and that Staff will review all subsequent criteria of the grant and report to the Council if there are staffing requirements.

Bill 9921

An Ordinance Authorizing a Contract with Motorola for the Purchase of 36 Motorola 800mhz Police Radios in an Amount Not to Exceed \$122,568.70 (*Sponsor: Larry Muench*)

Bill 9922

An Ordinance Authorizing a Contract with Crawford, Murphy and Tilly, Inc. for the City Water Model and Water Master Plan in an Amount Not to Exceed \$243,300.00 (*Sponsor: Michael Klinghammer*)

ITEMS FOR DISCUSSION AND/OR COUNCIL ACTION

Rescheduling of May 19, 2009 Regular Council Meeting to May 12, 2009

A motion was made by BOB KNEEMILLER to reschedule the Regular Council Meeting scheduled for May 19, 2009, to Tuesday, May 12, 2009, at 7:00 p.m., due to the attendance of several Councilmembers at the ICSC Conference JERRY REESE seconded the motion. All voted in favor, motion passed.

Request for the City Council to Develop an Incentive Proposal for Small Businesses

Councilmember Bob Kneemiller requested that the President of the Council appoint a Council Task Force to work with Staff to develop an incentive package for small businesses which are located outside of TIF and/or 353 areas. President of the Council Larry Muench stated that a Small Business Incentive Committee will be added to the list for selection of members, which selection will be made in May 2009. Councilmember Richard Veit volunteered to serve on the Committee.

Discussion Relative to Offering a Free Spring Yard Waste Pick-Up for City Residents

A motion was made by BOB KNEEMILLER to request Administration to go forward with the Free Spring Yard Waste Pick-Up. ERV ERMELING seconded the motion. All voted in favor, motion passed. It was the consensus of the Council that Council Directives pay for the charge for the pick-up temporarily, with reimbursement to the Council Directives Account to be made by a future Budget Amendment.

RECORD OF THE COUNCIL OF THE CITY OF SAINT CHARLES, MISSOURI
April 21, 2009

CONSENT AGENDA

Councilmember Michael Weller removed *Item 9.E.2. 2. Contract with N. B. West Contracting Co., Inc. for Construction of the I-70 and 94 Median Beautification Project in an Amount not to Exceed \$58,590.30* from the Consent Agenda. A motion was made by JERRY REESE to receive and approve the balance of the Consent Agenda. BOB KNEEMILLER seconded the motion. A roll call vote was taken, with the following results: "Aye": Kneemiller, Muench, Reese, Stivison, Veit, Weller, and Ermeling. "Nay": None. Absent: Beckering, Ermeling, and Klinghammer. Motion passed.

A. Approval of Council Minutes

1. Regular Council Meeting of April 7, 2009
2. Public Hearing of April 7, 2009

File #47110

B. Approval of Council Committee Reports

1. Approval of Council Committee Minutes
 - a. Fire Station Design Team Committee Meeting of April 1, 2009
 - b. Ward Redistricting Committee Meeting of April 7, 2009
 - c. Council Work Session of April 7, 2009
2. Approval of Council Committee Motions/Actions/Recommendations
 - a. Fire Station Design Team Committee Meeting of April 1, 2009
 - i. Motion to Locate the Proposed Fire Station on the Little Hills Expressway Site
 - b. Ward Redistricting Committee Meeting of April 7, 2009 *(None)*
 - c. Council Work Session of April 7, 2009 *(None)*

File #47017

File #47111

File #47016

C. Receipt of Reports from Boards, Commissions or Committees

1. Oktoberfest Committee Meeting of March 9, 2009
 - a. Motion to Move the Craft Coordination Back to the Committee and Raise Fees to \$250 for Non Profits and \$500 for Profits
 - b. Motion to Utilize the Sons of the American Legion for Overnight Security
 - c. Motion to Utilize the St. Charles County Detachment Marine Corp 725 for Gate Security
 - d. Motion to Move the Coordination of the Children's Area with the Pumpkin Patch to the St. Charles County Arts Council
 - e. Motion to Contract with Alpine Express for the Beer Tent Entertainment on Friday and Saturday Evening and All Day Sunday

File #47112

RECORD OF THE COUNCIL OF THE CITY OF SAINT CHARLES, MISSOURI
April 21, 2009

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2. Special Business District Advisory Board Meeting of March 5, 2009
- a. Motion to Approve a \$9,000 Expenditure for the Purchase of Hardware and Initial Plantings for the Main Street Planting Project, with the Condition that a Maintenance Plan be Established and Approved by the City
 - b. Motion to Direct Staff to Obtain Bids for the Repainting/Repair of 12-14 Main Street Block Identification Signs Located Along Riverside Drive
 - c. Motion to Approve \$1,500 for North main Street Trash Container Repair/Replacement and \$1,500 for South Main Street Trash Container Repair/Replacement
 - d. Motion to Direct Staff to Reserve Space on the I-70 Attraction Sign Board

File #47100

3. July 4th Riverfest 2009 Committee Meeting of March 11, 2009
- a. Motion to Increase the Budget for the Kid's Area by \$500 for a Total Amount of \$3,000
 - b. Motion to Obtain Two More Sets of Bleachers at a cost of \$450
 - c. Motion to Use Erv Reeling's Canopies for the Pole Vault Area
 - d. Motion to Ask Legal to Cancel the Contract with Coke, for the Reasons Identified in the Minutes
 - e. Motion to Increase the Budget for the Trash to \$2,000
 - f. Motion to Approve \$850 for Overnight Security

File #47098

4. Arts and Culture Commission Meeting of March 12, 2009
- a. Motion to Approve the Following Grant Funding:
 - i. Life is Good Festival - \$7,500
 - ii. St. Louis Symphony Orchestra - \$22,000

President of the Council Larry Muench clarified that Item 9.C.4.a.ii. is receipt of the Arts & Culture Commission Minutes at which the motion was made to approve the funding; however, the recommendation of the Arts & Culture Commission to fund the St. Louis Symphony Orchestra was denied by the Council at the April 7, 2009, Regular Council Meeting.

- b. Motion to Disburse the Remaining \$300 for the Patt Holt Sings Veteran's Memorial Show
- c. Motion to Cover the \$495 Cost of Insurance for the Shakespeare in the Park Event and all Rehearsals

File #47059

5. Veterans Commission Meeting of February 9, 2009

File #47113

6. Veterans Commission Meeting of March 9, 2009

- a. Motion to Lay a "Live" Wreath of Flowers in Lieu of Plastic

File #47113

RECORD OF THE COUNCIL OF THE CITY OF SAINT CHARLES, MISSOURI
April 21, 2009

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7. Bicentennial Meeting of March 9, 2009
- a. Motion to Further Address the Concept of Reserved Tables at the March 27th Banquet
- File #47027
8. Board of Public Works Meeting of March 12, 2009
- a. Motion to Recommend Approval of the Contract with Oates and Associates for the Design of the Boone's Lick Box Culvert Repair Project in the Amount of \$65,013
- b. Motion to Hold the Issue of the Huster Road Water main Easement Negotiations (LMI Sewer and Water Tap Fees) Pending an Agreement with Mr. Dwiggin
- c. Motion to Recommend Not to Proceed with a Contract with RJN, Inc. for the Summitview Water Pressure Project Due to the Fact that Existing Pressures Fall Within the Acceptable DNR Range
- d. Motion to Recommend Approval of Option 2.a.1 of the Adams Street Lift Station with HDR/Archer in an Amount Not to Exceed \$13,543,327
- e. Motion to Recommend Approval of Supplemental Agreement No. 1 with Kuhlman *design* Group, Inc. for the Mississippi Wastewater Treatment Plant-Maintenance Building Upgrade in an Amount Not to Exceed \$51,000
- File #47072
9. Fair Housing Commission Meeting of January 15, 2009
- File #47114
- D. Receipt of Reports of the Director of Administration
1. Notice of Emergency Purchase
- File #47004
2. Filling of Community Relations Liaison Position
- File #47115
3. Filling of Part Time Position in Municipal Court
- File #47116
- E. Approval of Contracts and Easements from \$30,001 - \$99,999
1. Contract with Universal Printing for the Printing of the St. Charles Visitors Guide in an amount of \$50,829.00
- File #47117
2. Contract with N. B. West Contracting Co., Inc. for Construction of the I-70 and 94 Median Beautification Project in an Amount not to Exceed \$58,590.30
- REMOVED FROM THE CONSENT AGENDA

RECORD OF THE COUNCIL OF THE CITY OF SAINT CHARLES, MISSOURI
April 21, 2009

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3. Contract with Expedia Media Solutions for Advertisement Through the Fiscal Year 2009 Destination Advertising Grant with the Missouri Division of Tourism in an Amount no to Exceed \$50,000.00

File #47118

F. Preliminary Plats
None

G. Miscellaneous

1. Approval of On-Premise Electronic Message Sign at 2310 Old Highway 94 South

File #47119

2. Approval of Arts & Culture Commission Expenditures
- a. \$1,700 - Missouri River Storytelling
 - b. \$4,000 - Foundry Art Centre – National Quilt
 - c. \$10,000 - Mosaics 2009 Festival
 - d. \$1,000 - Frenchtown Friday Night Flicks
 - e. \$5,000 - 2009-2010 Crescendo Concert Series

File #47033

3. Continuation of Hiring Process of Parks Maintenance Position

File #47120

4. Letter Regarding Application, Interpretation and Correction of Inadvertent and Unintentional Clerical Errors in the Collective Bargaining Agreement with IAFF Local 757

File #47121

5. Investment Report March 2009

File #47057

6. Approval of Liquor License for Harold Seifried, Jr., d/b/a: Muddy Waters on Main, located at 143 North Main Street

File #47007

7. Approval of Liquor License for Joseph Funke, d/b/a: Funke's Bar & Grill, located at 1201 South Fifth Street

File #47007

ITEMS REMOVED FROM THE CONSENT AGENDA

Item 9.E.2. Contract with N. B. West Contracting Co., Inc. for Construction of the I-70 and 94 Median Beautification Project in an Amount not to Exceed \$58,590.30

Councilmember Michael Weller requested a separate vote on the contract stating that he supports the use of brick pavers for the median. A motion was made by BOB KNEEMILLER to approve the contract with N. B. West Contracting Co, Inc. for construction of the I-70 and 94 Median Beautification Project in an amount not to exceed \$58,590.30. JERRY REESE seconded the motion. A roll call vote was taken, with the following results: "Aye": Reese, Stivison, Veit,

RECORD OF THE COUNCIL OF THE CITY OF SAINT CHARLES, MISSOURI
April 21, 2009

Ermeling, and Kneemiller. "Nay": Muench and Weller. Absent: Beckering, Feldman, and Klinghammer. Motion failed.
File #47122

REPORT OF THE MAYOR

Appointments to Boards and Commissions

A motion was made by JERRY REESE to approve the following appointments to Boards and Commissions as presented by the Honorable Mayor Patricia M. York:

Fair Housing Commission: Reappointment of Dilla Goedert, Mark Rudolph, Melanie McIlroy and Arleatha McCoy for three-year terms ending in April, 2012.

North 94 Redevelopment and Revitalization Commission: Reappointment of Mike Thoele for a three-year term ending in April, 2012.

Oktoberfest Committee: Appointment of Ken Wright and Tony Lay for terms ending in October, 2009.

New Town at St. Charles Theater, Culture Arts and Entertainment District (Subdistrict 3): In accordance with 67.2525 RSMo., and at the request of Greg Whittaker, appointment of Richard Kennison to serve on the NTCAED Board, replacing Lisa Maull, who has resigned.

and to acknowledge the following appointments which do not require Council confirmation:
Housing Authority: Appointment of Anne Dempsey to fill the unexpired term of Julie Cinco ending in December, 2011

BOB KNEEMILLER seconded the motion. A roll call vote was taken, with the following results: "Aye": Reese, Stivison, Veit, Weller, Ermeling, Kneemiller, and Muench. "Nay": None. Absent: Beckering, Feldman, and Klinghammer. Motion passed.
File #47006

Written and/or Verbal Messages from the Mayor

Spring Art Walk. The Honorable Mayor Patricia M. York announced that the 4th Annual Spring Art Walk is scheduled for Friday, April 24, 2009, through Sunday, April 26, 2009, on Main Street.

Lewis & Clark Heritage Days. The Honorable Mayor Patricia M. York announced that the Lewis & Clark Heritage Days Event is scheduled for May 16-17, 2009, in Frontier Park.

RECORD OF THE COUNCIL OF THE CITY OF SAINT CHARLES, MISSOURI
April 21, 2009

Historic Children's Festival. The Honorable Mayor Patricia M. York announced that the Historic Children's Festival is scheduled for May 16, 2009, at the First State Capitol Building.

Music on Main. The Honorable Mayor Patricia M. York announced that the first Music on Main is scheduled for Wednesday, May 20, 2009, in the 100-300 Blocks of Main Street.

ANNOUNCEMENTS FROM COUNCILMEMBERS/MISCELLANEOUS

Announcement of the Sales Tax Holiday from April 19-25, 2009, on Energy Efficient (Energy Star Certified) Appliances up to \$1,500.00 Per Appliance

Councilmember Bob Kneemiller announced that the Sales Tax Holiday on Energy Efficient (Energy Star Certified) Appliances up to \$1,500 per appliance is currently on-going until April 25, 2009.

Written and/or Verbal Messages from the Councilmembers

APPROVAL OF CLOSED MINUTES

A motion was made by JERRY REESE to approve the following Closed Session Minutes. ERVEBOB KNEEMILLER seconded the motion. A roll call vote was taken, with the following results: "Aye": Stivison, Veit, Weller, Ermeling, Kneemiller, Muench, and Reese. "Nay": None. Absent: Beckering, Feldman, and Klinghammer. Motion passed.

- A. Council Work Session of December 16, 2008, relative to legal actions, causes of action, or litigation (RSMo. 610.021.1); and preparation, including any discussions or work product, on behalf of the Council or its representatives for negotiations with employee groups (RSMo 610.021.9)
- B. Special Council Meeting of February 10, 2009, relative to legal actions, causes of action, or litigation (RSMo. 610.021.1); and leasing, purchase or sale of real estate where public knowledge of the transaction might adversely affect the legal consideration therefore (RSMo 610.021.2)
- C. Council Work Session of March 3, 2009, relative to legal actions, causes of action, or litigation (RSMo. 610.021.1); hiring, firing, disciplining or promoting of particular employees when information relating to the performance or merit of individual employees is discussed or recorded (RSMo 610.021.3); and sealed proposals and related documents or any documents related to a negotiated contract (RSMo 610.021.12)
- D. Council Work Session of March 17, 2009, relative to legal actions, causes of action, or litigation (RSMo. 610.021.1); hiring, firing, disciplining or promoting of particular employees when information relating to the performance or merit of individual employees is discussed or recorded (RSMo. 610.021.3); and preparation, including any discussions or work product, on behalf of the Council or its representatives for negotiations with employee groups (RSMo 610.021.9)

RECORD OF THE COUNCIL OF THE CITY OF SAINT CHARLES, MISSOURI
April 21, 2009

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- E. Special Council Meeting of March 23, 2009, relative to legal actions, causes of action, or litigation (RSMo. 610.021.1); leasing, purchase or sale of real estate where public knowledge of the transaction might adversely affect the legal consideration therefore (RSMo 610.021.2); and sealed proposals and related documents or any documents related to a negotiated contract (RSMo 610.021.12)

The Regular Council Meeting was adjourned at 8:20 p.m.

May 5, 2009
Date Approved
Nancy K. McCoy
City Clerk

L A M
Larry Muench, Presiding Officer